

DAC

Application No.: 09/854,311

Docket No. YBEAM-03  
page 1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :  
Application No. : 09/854,311  
Filed : May 10, 2001  
For : OPTO-THERMAL MATERIAL  
MODIFICATION  
  
Examiner : SHAY, DAVID M.  
Art Unit : 3739

**Certificate of Mailing**  
I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on  
May 20, 2005  
(Date)  
Jiawei Huang Reg. No. 43,930

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT  
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

**MAIL STOP Office of Petition**  
Commissioner for Patents.  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RECEIVED**  
MAY 24 2005  
**OFFICE OF PETITIONS**

Sir:

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extension of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and patent applications filed before June 8, 1995, and for all design applications; and
- (4) Adequate showing of the cause of unintentional delay.

1. Petition fee

(X) Small entity - fee \$750 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

( ) Other than small entity - fee \$1500 (37 CFR 1.17(m)).

**RECEIVED**  
**OIP/EAP**  
**JUL 14 2005**

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office Action in the form of AMENDMENT AFTER FINAL:

- ☐ has been filed previously on \_\_\_\_\_.  
☒ is enclosed herewith.

B. The issue fee of \$ \_\_\_\_\_

- ☐ has been paid previously on \_\_\_\_\_.  
☐ is enclosed herewith.

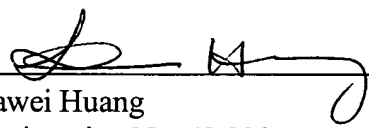
3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$55 for a small entity or \$110 for other than a small entity) disclaiming a period equivalent to the period of abandonment is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Date: 5/20/2005

  
\_\_\_\_\_  
Jiawei Huang  
Registration No. 43,330

Telephone Number: (949) 660-0761  
Facsimile Number : (949) 660-0809

Enclosures:

- ☒ Fee Payment (\$750)  
☒ Copy of Notice of Abandonment.  
☒ Amendment After Final in 3 pages.  
☒ Revocation and Power of Attorney is enclosed.  
☒ Request for Changing Correspondence Address.



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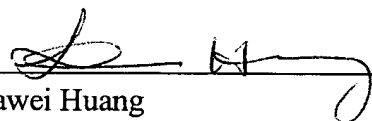
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